

1900-015 Chancery Causes: Bird Dew & Hale] vs. Harvey Steele & wife &
Lee Co.

Bledsoe, Robinett, Glass, Orr

CA-Debt
T-Property

To the Hon W. T. Miller,

Judge of the Circuit Court of Lee Co. Va.

Your orator, Bird, Dew, & Hale, a corporation
humbly complaining would shew unto
your honor that it had a debt due to it
jointly by Henry Stule, Landen C. Robin-
nett & Evan Bledsoe for \$168¹⁶/₁₀₀ with
interest from Feb. 18, 1846; that it
brought suit at law in the circuit
court for Lee County against said per-
ties and obtained judgment against
said Robinnett & Bledsoe at the Nov 1846
term of said court on said debt, but
procured in said cause not having them
been served on said Stule, the cause
was remanded to rules as to him &
was there matured; & a judgment
taken against him at the Mar. 1847
term. Your orator files as "Ex 1" & "Ex 2"
respectively certified copies of said judg-
ments, which it prays may be read as
a part hereof. The costs at law were \$12⁴⁹/₁₀₀.
No part of said debt, interest or costs

has not been paid to your orator
by any one of said defendants or by
any other person for them, but the
whole thereof is still unpaid, just
due & payable - The said Horsey Steele
was the principal in said debt & the
said Robinett & Bledson were his sureties.

A short time prior to the rendition
of said judgments the said Horsey
Steele owned a tract of land in this
county which he sold & he & his wife convey-
ed to one J. P. Glass, who in part payment
therefor executed certain notes ~~for said~~
which at the direction of said Steele
were made payable to Rutley Steele,
his wife, and recently the said Rutley
Horsey Steele, in the name of his said
wife, sent said Glass before a Justice
of said county & obtained a judgment
on one of said notes, the amount thereof
being a little over \$40⁰⁰ - Your orator
will file as "Ex 3" a certified copy of
said judgment as a part of this bill.
Your orator alleges & charges that the

making of said note payable to said Ruthy Stule was done with the intent to hinder delay & defraud the creditors of said Horvy Stule, including your orator; that the said note was really the property of said Horvy Stule, & the judgment thereon is likewise the property of said Horvy Stule - No part of the said judgment has ever been paid by said Glen, but it is all now due & payable to said Ruthy Stule for the benefit of said Horvy Stule - The said Horvy Stule & wife are not residents of this state & the said Glen is a resident of this state & county.

Wherefore being without remedy save in a court of equity, the prayer of your orator is that Horvy Stule, Ruthy Stule, his wife, Landen C. Robinson, Evan Bledson & J.P. Glen be made parties defendant & that the required to answer this bill, but not on oath, as that is waived, & that your honor ~~deem~~ that attachment may issue against the estate of the defendant Horvy Stule, & that your honor deem that J.P. Glen be required

Plaintiffs costs

Clerk 10.51
Tax 1.50
Shuff 1.50
Printer 5.00
atty 5.00

\$33.51

Clerk's Costs at law in case

Purchase Case \$8.10
Judge as Reese 8.22
1.94
14.26
10.51
1.50
30.26

Bind, Draw & Hole

Original Piece

Norway Steel etals

1899 1st Sept rules bill filed
Spa 4 executed on home
Def'ts O.P. for non-residents
D. N. alias Spa.
" 2nd Sept rules D. N. Confd
& Cause set for hearing
1st Oct Spa (alias)
executed & D. N.
2nd Oct R. D. N. Confd
& Cause set for hear-
ing
1900 1st Jan'y rules O.P. & Confd
" 2nd Jan'y rules Confd.
" 1st Feb'y rules O.P. Confd
& Cause set for hearing

to pay to your master the amount of
the judgment obtained against him
in the name of Hestley Steel, & for
such other, further & general relief
as to equity may seem meet & the
nature of this cause may require
your master soon pays 12
Dr. M. Blackman

pay

The separate answer of J. P. Glass to a bill filed in the Circuit Court of Lee County Va. by Bird Dew and Dale ^{a corporation} against this respondent and others. For answer thereto or so much thereof as this respondent is advised it is material or necessary that he should answer, answering he says it is true that he purchased from Harvey Steel a tract of land in this county on Black water, containing Acres more or less for the sum of \$ and that he paid the purchase money for said land to the said Harvey Steel except the sum of \$100.00, and the said Harvey Steel & his wife conveyed to your respondent the said tract of land, and when your respondent executed his note for the said \$100.00, the balance of purchase money for said land the said Harvey Steel requested him to execute the said note to L. R. Steele the wife of Harvey, and gave some reasons for thus wanting it so executed, On this \$100.00 your respondent has since paid to Harvey Steel the amount of the two credits endorsed on "Ex 3" with plaintiffs bill and he owes the amount of the Justices Judgment "Ex 3," subject to said credits, and is willing to pay the same

to whomsoever your honor may direct.
And now having fully answered he prays
to be hence dismissed with his costs.

On & Buckenhop for debt.

Bind Deu & Dale

vs And of Glass.

James Steele et al.

Filed Mar 14th 1900.

A. V. Murrey Clerk

Bird Deu and Hall, a corporation. Plff
against
Harney Steele & als. Defs
In chancery.

This cause came on ^{& exhibits therein} this day to be heard upon
the bill of the plaintiff, the process and attach-
ment endorsed thereon, executed on the home
defendants, and the order of publication
made, posted and published against the
non-resident defendants Harney Steele &
Ruthy Steele his wife, and the cause reg-
ularly matured at rules and set for hear-
ing ^{the answer of the defendant J. P. Glass} against all of the defendants, and was
argued by counsel. On consideration thereof
and said defendants failing to appear, except
the said Glass, the bill is taken for confessed
against them, and it is adjudged, ordered
and decreed that the plaintiff recover against
the defendants Harney Steele, Evan Blessee,
and London, & Robinson ^{\$80.65} ~~\$48.46~~ with interest
at 7% ^{from the 18th day of February 1896} ~~thereon~~ until paid, and the costs of this suit, and
that the said plaintiff recover against the
defendant J. P. Glass \$100.00, with interest
at 7% ^{from the 1st day of December 1896} ~~thereon~~ until paid, subject to a credit of \$50.00 Decr 12th 1896
and \$8.29 Nov 1st 1898, and for which execution
may issue, and when paid by said Glass he
will be entitled to a credit therefor on settlement

Harvey

with said Harvey Steele and wife, and the same when so paid will be a credit to said Steele on the foregoing recovery in favor of the plaintiff against said Steele, Bledsoe and Rahinett. And nothing further remaining to be done in the cause here, the same is ordered to be stricken from the docket.

Best Deu and Hale
vs $\frac{1}{2}$ Decree Final

Harvey Steele & others.

Entered on bky O.B.
Nov 6 Page 370.

Enter this decree.

H. A. W. Sherr

Nov 14th 1900.

Bird Dew and Hale, ^{a Corporation,} Plaintiffs
against
Samuel Steele & others Defendants

In Chancery.

On the calling of this cause, it appearing
to the Court that process has not been served
on, nor order of publication made against,
the defendants Samuel Steele & Ruthy Steele
his wife, It is ordered that the cause be
remanded to rules to be matured against
them.

Bird Dew + State

03 { Decree ^{Remanding}
- to Rules

Harry Steele + als.

Entered on Chy
O. B. Nov. 3 13/8

319.

Enter this decree.

H a w s t e n

Nov 13th / 1899.

Bind, Dew & Hale (a corporation)

v.

Horsey Steele & als

Virginia Lee County Court,

I, A. B. Munsey, Clerk of the Circuit Court
of Lee County, Va. certify that Jas W.
Br. This day made oath before me in
my county aforesaid that he is the
attorney for the plaintiff in the foregoing
attachment suit about to be instituted
in said circuit court; that ~~the~~
the defendants Horsey Steele, Landon C.
Robinet & Evan Bladson are jointly in-
debted to the plaintiff in the sum of
\$168 $\frac{16}{100}$ with interest from February 18
1896 + \$12 $\frac{49}{100}$ costs at law, that the
plaintiff's said claim is believed to be
just and that officiant believes the
plaintiff is entitled to recover said sum
at the least, with interest & costs aforesaid,
and that the defendants Horsey Steele
& Ruthy Steele, his wife, are not residents
of the state of Virginia, and that they
have estate, or debts owing to them in
said County of Lee. Given under my hand
this August 22-1899

A. B. Munsey Clerk

Bird, Dew & Hale (accompanying)

vs } affidavit

Harvey Steele et al

Filed August 22nd 1899
A. B. Munsey Clerk

Virginia

At a circuit Court continued and held for Lee County at the Court-house thereof on Friday Novr 6th 1896.

Plff's Costs

C 4.91
S 1.00
atty 2.50
Co C 25
\$8.66

Bird Dew & Hale a Corporation Plff.

vs

Lander to Robinett & Evan Bledsoe Defts.

} Covenant

This day came the parties by their attorneys, and by consent of the parties; It is considered by the Court that the plaintiff recover against the defendants \$168.16 damages for the non-performance of the covenants in the declaration mentioned, with legal interest thereon from the 18th day February 1896, until paid and the costs. And the defendant Harvey Steele not having been served with process the cause is remanded to rules to be there matured as to him if the plaintiff is so advised.

A Copy

Teste: A.B. Munsey Clerk

Bird Dew + Hale
or } Copy of Judgment
Evan Bledsoe et als

"Exhibit No 1"

Clerk 25

Virginia

At a circuit Court Court continued and held for Lee County at the Court-house thereof on Wednesday March the 10th 1897.

Bird Dew v Hale (a Corporation) Plff }
vs } In

Plffs Costs

C 6.99

S 1.50

Co. C 50

Tax 1.00

atty 2.50

\$12.49

Harvey Steele, Evan, Bledsoe
and Landon to Robinett Defs }

Covenant

The defendant Harvey Steele not appearing after being duly summoned; It is considered by the Court that the judgment obtained in the Clerk's office in favor of the plaintiff against the said defendant for the sum of (\$168.16) One hundred and sixty eight dollars + sixteen Cents for the non-performance of the covenants in the declaration mentioned, and legal interest thereon from the 18th day of February 1896. until paid, and the costs be made final.

A Copy

Teste: A. B. Mursey Clerk

Bird Dew + Hale
vs Copy of Judgment
Harvey Steete

Exhibit No 2

Clerk 25

Virginia, Lee County, to-wit:

To W. J. Chandler Constable of said County:

I Hereby Command You to Summon J. P. Glass

if to be found in your District, to appear at my office
in said County, on the 19 day of August 1899, before me or such
other Justice of said County as may then be there to try this Warrant, to answer the complaint of

L. R. Steel and upon a claim for money not
exceeding \$100.00, exclusive of interest, to wit: for the sum of \$ 100.00, due by
Nate. And then and there make return of this Warrant. Given

under my hand the 11th day of August 1899.
E. A. Robbette J. P.

L. R. Steel

Against

J. P. Glass

On the 18 day of August 1899.

In debt.

At Blackwater, in said County.

JUDGMENT, That the Plaintiff recover of the Defendant \$ 100.00
with interest thereon from the 1st day of Dec 1896, till paid.
and \$ 100 for costs.

E. A. Robbette, J. P.

VIRGINIA--Lee County to wit:

To _____ of said County:

I COMMAND YOU, in the name of the Commonwealth of Virginia, that of the goods and chattels of _____

_____, in your county, you cause to be
made the sum of \$ _____ with interest thereon from the _____ day of _____,
189____, till paid, which _____ has recovered before me in a
Warrant in Debt, and also the sum of \$ _____, which were adjudged to said _____
_____ for costs in prosecuting this Warrant.

Given under my hand the _____ day of _____ 189____.

_____, J. P.

The Within Judgement is subject to
the following credits (To Wit)
Dec the 12th 1896 \$50.00
Mar the 1st 1898 \$ 8.29

Execution is stayed 90 days from
the 19th day of august 1899 With
J. W. Glass as surety
G. A. Robinette J. R.

J. R. Steel
V. S. West
J. W. Glass
Executed on the
day of august 1899
Returned for trial the
19th day of aug 1899
W. G. Chandler, etc.

Ex B

copy

In the Clerk's Office of the Circuit Court of the County of
Lee on the 1st day of January ¹⁹⁰⁸~~189~~.

Bird Dew & Hale, a Corporation Plaintiff
against

Harvey Steele et als Defendant

The object of this suit is to attach and subject to the payment of
the judgment of the plaintiffs in the bill mentioned the
sum alleged to be due from J. P. Glass to the debt
Harvey Steele

And an affidavit having been made and filed that the defendant Harvey Steele and

Ruthy Steele his wife
^{is a}~~are~~ not residents of the State of Virginia, it is ordered that they do appear here within fifteen days
after due publication hereof, and do what may be necessary to protect their interest in this suit. And
it is further ordered that a copy hereof, be published once a week for four weeks in the South-West
Virginian, and that a copy be posted at the front door of the court-house of this
on the first day of the next term of the Circuit Court.

A copy—Teste:

Arr. & Blankenship p. q.

A. B. Munsey Clerk.

Bird Dew + Hale

US.

}

ORDER OF
PUBLICATION.

Harvey Steele et al

In the Clerk's Office of the Circuit Court of the County of
Lee on the *1st* day of *January* *1900* ~~1899~~.

Bird Dew & Hale A Corporation Plaintiff
against

In Chancery

Harvey Steele et als Defendant

The object of this suit is to attach and subject to the payment of the
Judgment of the plaintiffs in the bill mentioned the sum
alleged to be due from *J. P. Glass* to the Defendant *Harvey*
Steele

And an affidavit having been made and filed that the defendants *Harvey Steele and*
Ruthy Steele are
not residents of the State of Virginia, it is ordered that *They* do appear here within *fifteen* days
after due publication hereof, and do what may be necessary to protect *their* interest in this suit. And
it is further ordered that a copy hereof, be published once a week for four weeks in the *South-West*
Virginian, and that a copy be posted at the front door of the court-house of this *County*
on the first day of the next term of the *County* ~~Circuit~~ Court.

A copy—Teste:

Orr & Blankenship p. q.

A. B. Munsey Clerk.

Bird Dew & Hale

vs. }

ORDER OF
PUBLICATION.

Harvey Steele et als

Virginia Lee County ~~to wit~~
 I A. B. Munsey Clerk of
 the Circuit Court for Lee
 County do hereby Certify
 that I posted a copy of
 the within order of Pub-
 lication at the front
 door of the Court house
~~of Lee County~~ on the
 first day of the January
 Term of County Court
 1900. Given under my
 hand this the 3rd of March
 1900.

A. B. Munsey
 Clerk

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

WE COMMAND YOU THAT YOU SUMMON *Harvey Steele, Ruthy Steele his wife*
Evan Bledsoe, Landon L Robinett and J. P. Glass

to appear at the Clerk's office of the Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said Court, on the *1st* Monday in *September*, 189*9*, to answer a bill in chancery, exhibited against *them* in our Court by *Bird Dew & Hale a Corporation*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *22nd* day of *August* 189*9*, and in the 12 *4th* year of the Commonwealth.

A. B. Munsey Clerk.

A copy—Teste: _____ Clerk.

The proper affidavit having been made and filed it is ordered that the officer executing the within process do attach the debt due and owing by the defendant J. P. Glass to the defendant Harvey Steele and Ruthy Steele his wife, and also any other estate of the said Steele & wife, ~~or~~ Harvey Steele and the sum the same may be attached so to secure and provide that order of the Court be forthcoming and liable to the future given under my hand this the 22nd day of August 1899

A Copy Teste: A. B. Munnery Clerk. A. B. Munnery Clerk

Bird Dew & Hale
VS. { SUBPOENA
IN CHANCERY.

Harvey Steele et. als
Ors & Blankenship. q.

To 1st Sept. Rules.
CIRCUIT COURT.

Executed by delivering
an office copy of this within
heretofore attached
order endorsed thereon
to J. P. Glass Aug 22-99
at 3.30 o'clock P.M. +
to Evan Bledsoe on
same day both in
Lee County Va. - Given
under my hand this
Aug 22-99.

J. O. Ely D.S.
for W. J. Mulholland
S. L. C.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

again
WE COMMAND YOU THAT YOU SUMMON *Harvey Steele, Ruthy Steele his*
wife, Evan Bledsoe, Landon L Robinett
and J. P. Glass

to appear at the Clerk's office of the Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said Court, on the *1st* Monday in *October*, 189*9*, to answer a bill in chancery, exhibited against *them* in our Court by *Bird Sew. Hale a Corporation*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *19th* day of *September* 189*9*, and in the 12*th* year of the Commonwealth.

A. B. Munsey Clerk.

A copy—Teste: _____ Clerk.

Bird Dew & Hale

VS. { SUBPOENA
IN CHANCERY.

Harvey Steele et al

Or. & B p. q.

To 1st Oct Rules.

CIRCUIT COURT.

Granted Sept 30th 1899
by delivering an attested
office copy of the within
Spa in Chcy to L. C. Robinett

R. G. Linsay Dept
for W. J. Muleham S. L. C.

the proper affidavit having been made and filed
it is ordered that the officer executing the within
process attach the debt due and owing by the de-
fendant J. P. Hale to the defendant Harvey Steele
and Ruthy Steele his wife, and also any other
estate of the said Steele wife or Harvey Steele and
the same in his hands so attached so to secure and
provide that the same be forthcoming and liable
to the future order of the court.
Given under my hand this 19th day of Sept 1899
W. J. Muleham Clerk

The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

WE COMMAND YOU THAT YOU SUMMON *Harvey Steele, Ruthy Steele his wife*
Evan Bledsoe, Landon L Robinett and J. P. Glass

to appear at the Clerk's office of the Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said Court, on the *1st* Monday in *September*, 189*9*, to answer a bill in chancery, exhibited against *them* in our Court by

Bird Dew & Hale a Corporation

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *22nd* day of *August* 189*9*, and in the 12 *4th* year of the Commonwealth.

A. B. Munsey Clerk.

A copy—Teste: _____ Clerk.

Bird Dew & Hale

VS. { SUBPOENA
IN CHANCERY.

Harvey Steele et als

Ort & Blankenship p.q.

To 1st Sept. Rules.

CIRCUIT COURT.

Not executed for want
of time this the 19th
day of Sept 1899.
R. G. Livery, Dept
for W. J. Muleham S.C.

Seene on J. C. Babcock

The proper affidavit having been made and filed it is
ordered that the officer executing the within process do
attach the debt due and owing by the defendant J. P. Glass
to the defendants Harvey Steele and Ruth Steele his wife, and
also any other estate of the said Steele wife, or Harvey Steele
and the same in his hands so attached do to receive and
provide that the same be forthcoming and liable to the
future order of the Court.
Given under my hand this the 22nd day of August 1899.
A. J. Mearns Clerk

CERTIFICATE OF
ORDER OF PUBLICATION.

I, A. M. Goins, Editor of the SOUTH-
WEST VIRGINIAN, a weekly newspa-
per published at Jonesville, Lee County,
Va., do hereby certify that the annex-
ed notice was published in said paper
once a week for four successive weeks,
commencing on the 4th day of

January, 1900.

A. M. Goins EDITOR.

FEE, \$5.00

Order Of Publication.

VIRGINIA—In the Clerk's Office of
the Circuit Court of the County of
Lee on the 1st day of January, 1900.

BIRD, DEW & HALE, a corporation, Plff.
against

HARVEY STEELE et als, Defendants.
IN CHANCERY.

The object of this suit is to attach and
subject to the payment of the Judgment
of the plaintiffs in the bill mentioned the
sum alleged to be due from J. P. Glass to
the Defendant Harvey Steele.

And an affidavit having been made and
filed that the defendants Harvey Steele
and Ruthy Steele are not residents of the
State of Virginia, it is ordered that they
do appear here within fifteen days after
due publication hereof, and do what may
be necessary to protect their interest in
this suit. And it is further ordered that a
copy hereof, be published once a week for
four weeks in the Southwest Virginian,
and that a copy be posted at the front door
of the court house of this County on the
first day of the next term of the County
Court.

A copy—Teste:

A. B. MUNSEY, Clerk.

Orr & Blankenship, p. q.

jan 4 wks.

ORDER OF PUBLICATION.

Bird, Dew & Hale.

VS.

IN CHANCERY.

Harvey Steele et als.

FEE \$ 5-00